

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

GETTY PETROLEUM MARKETING INC.,

Plaintiff,

vs.

R.D. CLARK & SONS, INC.,
ROBERT D. CLARK,
JAMES P. CLARK, and JOHN D. CLARK,

Defendants,

R.D. CLARK & SONS, INC.,

Third-Party Plaintiff,

vs.

GREEN VALLEY OIL, LLC, and
PAUL J. STENDARDI,

Third-Party Defendants.

CIVIL ACTION NO. 2:10-cv-01484

Hon. Joseph F. Bianco

Hon. A. Kathleen Tomlinson

**MOTION FOR LEAVE TO FILE SUPPLEMENTAL REPLY BRIEFS OF
GETTY PETROLEUM MARKETING INC.,
GREEN VALLEY OIL, LLC, AND PAUL STENDARDI**

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Plaintiff Getty Petroleum Marketing Inc. ("Getty") and Third-Party Defendants Green Valley Oil, LLC ("GVO"), and Paul J. Stendardi ("Mr. Stendardi") respectfully request leave to file two short supplemental reply memoranda of law in further support of the Motion for Summary Judgment and the Motion to Dismiss, respectively. (Attached hereto as Exhibits A and B.)

The purpose of these brief supplemental replies is to apprise the Court of new authority handed down or released subsequent to the submission of the parties' briefs filed on October 12, 2010. Accordingly, the moving parties respectfully seek leave to file these supplemental briefs.

The moving parties contacted opposing counsel to advise that they intend to file this motion and to determine whether counsel objects or consents. As of the time of filing, the moving parties have not yet received a response.

Dated: January 13, 2011

Respectfully submitted,

By 

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